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04772 U.S. PTO

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| <b>UTILITY<br/>PATENT APPLICATION<br/>TRANSMITTAL</b><br><i>(Only for new nonprovisional applications under 37<br/>CFR 1.53(b))</i> | Docket No.                                     | C1039.70083US07   |
|   | First Named Inventor or Application Identifier |                   |
|   | Arthur M. Krieg et al.                         |                   |
|   | Express Mail Label No.                         | EV 292460244 US   |
|   | Date of Deposit                                | February 26, 2004 |

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|--|--|
| <b>APPLICATION ELEMENTS</b><br><i>See MPEP chapter 600 concerning utility patent application contents</i>  | <b>ADDRESS<br/>TO:</b><br><b>Mail Stop Patent Application</b><br>Commissioner for Patents<br>P.O. Box 1450<br>Alexandria, VA 22313-1450  |
| <p>1. <input checked="" type="checkbox"/> Fee Transmittal Form<br/><i>(Submit an original, and a duplicate for fee processing)</i></p> <p>2. <input type="checkbox"/> Applicant claims small entity status.<br/>See 37 CFR 1.27.</p> <p>3. <input checked="" type="checkbox"/> Specification [Total pages 42]<br/>38 - pages description<br/>1 - pages abstract<br/>3 - pages claims 36 - Total claims</p> <p>4. Drawing(s) (35 USC 113) [Total sheets ]<br/><input type="checkbox"/> Informal <input type="checkbox"/> Formal [Total drawings ]</p> <p>5. <input checked="" type="checkbox"/> Oath or Declaration [Total pages 9]<br/>a. <input type="checkbox"/> Newly executed (original or copy)<br/>b. <input checked="" type="checkbox"/> Copy from a prior application<br/>i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u><br/>Signed statement attached deleting<br/>inventor(s) named in the prior application,<br/>see 37 CFR 1.63(d)(2) and 1.33(b).</p> <p>If 5b is checked the entire disclosure of prior<br/>applications,</p> <p>Serial No. <b>08/386,063</b></p> <p>from which an oath or declaration is supplied, is<br/>considered as part of the disclosure of the<br/>accompanying application as is hereby incorporated by<br/>reference therein. The incorporation <u>can only</u> be relied<br/>upon when a portion has been inadvertently omitted<br/>from the submitted application parts.</p> <p>6. <input checked="" type="checkbox"/> Application Data Sheet, See 37 CFR 1.76</p> | <p>7. <input type="checkbox"/> CD-ROM or CD-R, in duplicate, large<br/>table or Computer Program (Appendix)</p> <p>8. <input checked="" type="checkbox"/> Nucleotide and/or Amino Acid Sequence<br/>Submission (if applicable, all necessary)<br/>a. <input checked="" type="checkbox"/> Computer Readable Form (CRF)<br/>b. <input checked="" type="checkbox"/> Specification Sequence Listing on:<br/>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or<br/>ii. <input checked="" type="checkbox"/> paper (identical to computer copy)<br/>c. <input checked="" type="checkbox"/> Statement verifying identity of above copies</p> <p><b>ACCOMPANYING APPLICATION PARTS</b></p> <p>9. <input checked="" type="checkbox"/> Assignment Papers/cover sheet &amp;<br/>documents(s)</p> <p>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement<br/><i>(when there is an assignee)</i><br/><input type="checkbox"/> Power of Attorney</p> <p>11. <input type="checkbox"/> English Translation of Document <i>(if applicable)</i></p> <p>12. <input checked="" type="checkbox"/> Information Disclosure Statement PTO-1449<br/><input type="checkbox"/> Copies of IDS Citations</p> <p>13. <input checked="" type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)<br/><i>(Should be specifically itemized)</i></p> <p>15. <input type="checkbox"/> Certified Copy of Priority Document(s)<br/><i>(if foreign priority is claimed)</i></p> <p>16. <input type="checkbox"/> Request and Certification Under 35 U.S.C.<br/>§122(b)(2)(B)(ii)</p> <p>17. <input type="checkbox"/> Other:<br/>_____<br/>_____<br/>_____</p> |



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Attorney Docket No. C1039.70083US07  
Express Mail Label No. EV 292460244 US  
Date of Deposit: February 26, 2004

Inventor(s): Arthur M. Krieg et al.

Serial No: Not yet assigned

Confirmation No.: Not yet assigned

Filed: Herewith

CHECK BOX, if applicable:

For: IMMUNOMODULATORY OLIGONUCLEOTIDES

☒ DUPLICATE

## Fee Calculation Sheet

| CLAIMS | FOR   | NUMBER FILED | NUMBER EXTRA | RATE                          | FEE       |
|--------|---|--------------|--------------|-------------------------------|-----------|
|        | TOTAL CLAIMS<br>(37 CFR 1.16(c))  | 9-20=        | 0x           | \$ 18.00                      | = \$ 0.00 |
|        | INDEPENDENT<br>CLAIMS (37 CFR 1.16(b))                                    | 1-3=         | 0 x          | \$ 86.00                      | = \$ 0.00 |
|        | MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d)) +              |              |              | \$ 290.00                     | = \$ 0.00 |
|        |   |              |              | BASIC FEE<br>(37 CFR 1.16(a)) | \$ 770.00 |
|        | Fee for Petition for Extension of Time (if any)                           |              |              |                               | \$ 0.00   |
|        | Other Fees (if any)   |              |              |                               | \$ 0.00   |
|        | Total of above Calculations =   |              |              |                               | \$ 770.00 |
|        | Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28) |              |              |                               | \$ 0.00   |
|        | Assignment Recordation Fee (if any)                                       |              |              |                               | \$ 160.00 |
|        | TOTAL =   |              |              |                               | \$ 930.00 |

1. A check in the amount of \$ 930.00 is enclosed.

## General Authorization to Charge Deposit Account and General Request for Extension of Time

2. a. ☒ If the filing of any paper in this application necessitates the payment of a fee under 37 CFR §§ 1.16 or 1.17, and the fee due is in an amount different from any enclosed check or if no check is enclosed, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 23/2825.
- b. ☐ The applicant hereby revokes any prior authorization to charge a fee due under 37 CFR §§ 1.16 1.17 or 1.18.
3. If the filing of any paper in this application necessitates an extension of time under 37 CFR §1.136(a), the applicant hereby requests such extension of time. If the fee due is in an amount different from any enclosed check or if no check is enclosed, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 23/2825.

Helen C. Lockhart, Ph.D., Reg. No. 39,248  
Wolf, Greenfield & Sacks, P.C.  
600 Atlantic Avenue  
Boston, MA 02210-2211  
(617) 720-3500

Docket No. C1039.70083US07  
Date: February 26, 2004

**18. NOTE TO PRACTITIONERS:** If a CONTINUING APPLICATION, supply the requisite priority or continuity information in (1) the body of the application, or in a preliminary amendment, and (2) in an Application Data Sheet under 37 CFR 1.76.

**19. CORRESPONDENCE ADDRESS**

*Correspondence address below*

**CUSTOMER NUMBER: 23628**

**20. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

|                  |                                   |
|------------------|-----------------------------------|
| <b>NAME</b>      | Helen C. Lockhart, Reg. No.39,248 |
| <b>SIGNATURE</b> |                                   |
| <b>DATE</b>      | February 26, 2004                 |

Inventor(s): Arthur M. Krieg et al.

Serial No: Not yet assigned

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